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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

RUDOLPH THOMAS, Individually and on)	No. 08-cv-05119 TEH
behalf of all others similarly situated,)	
)	STIPULATION RE FILING OF FIRST
Plaintiff,)	AMENDED CLASS ACTION
)	COMPLAINT FOR DAMAGES AND
v.)	INJUNCTIVE RELIEF
)	
SPRINT SOLUTIONS, INC. dba SPRINT,)	
SPRINT PCS and/or NEXTEL,)	
)	
Defendant.)	ACTION FILED: April 4, 2007
)	
)	
)	

1 WHEREAS Plaintiff filed the complaint in this action on November 10, 2008;

2 WHEREAS on January 14, 2009, Defendant answered the complaint;

3 WHEREAS on July 28, 2009, Defendant moved to stay this case, which Plaintiff opposed;

4 WHEREAS on September 2, 2009, this Court issued an Order Granting in Part and
5 Denying in Part Motion to Stay Case;

6 WHEREAS on January 15, 2010, Plaintiff provided Defendant with a proposed First
7 Amended Class Action Complaint for Damages and Injunctive Relief;

8 WHEREAS in the interests of efficiency and pursuant to Federal Rule of Civil Procedure
9 15(a)(2), Defendant hereby stipulates to the filing of the First Amended Class Action Complaint
10 for Damages and Injunctive Relief, but reserves all rights to raise any defenses to this pleading via
11 motion to dismiss or otherwise;

12 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the
13 undersigned counsel for Plaintiff and counsel for Defendant that:

14 1. Concurrently with the filing of this stipulation, Plaintiff will file with the Court the
15 First Amended Class Action Complaint for Damages and Injunctive Relief;

16 2. The First Amended Class Action Complaint for Damages and Injunctive Relief is
17 stayed pursuant to the Court's September 2, 2009 Order, except to the extent it is based on
18 allegations that Sprint, unfairly, deceptively or unlawfully failed to disclose the late fees or
19 impairment fees charged to customers. This stipulation is without prejudice to each party's right to
20 present argument to the Court regarding the precise scope of the stay as it relates to new or
21 amended allegations in the First Amended Complaint.

22 3. The deadline for Defendant to move to dismiss or otherwise respond to the First
23 Amended Class Action Complaint for Damages and Injunctive Relief will be Monday, March 1,
24 2010; and
25
26
27
28

4. If Defendant moves to dismiss the First Amended Class Action Complaint for Damages and Injunctive Relief, it shall notice the hearing date for such a motion on or before Monday, April 5, 2010.

DATED this 27th day of January, 2010.

HAGENS BERMAN SOBOL SHAPIRO LLP

By /s/ Jeff D. Friedman
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By /s/ Fred R. Puglisi
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SPRINT SOLUTIONS, INC.

I, Jeff D. Friedman, am the ECF User whose ID and password are being used to file this
STIPULATION RE FILING OF FIRST AMENDED CLASS ACTION COMPLAINT FOR
DAMAGES AND INJUNCTIVE RELIEF. In compliance with General Order 45, X.B., I hereby
attest that Fred R. Puglisi has concurred in this filing.

